IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 22384 of 2004

Between:

1. The Director of Treasuries and Accounts,

Insurance Building, Tilak Road, Abids, Hyderabad.

2. The Chief Accounts Officer, Government Central Press,

Chanchalguda, Hyderabad.

3. The Accounts Officer, O/o the Commissioner and Director

of Intermediate Education, Nampally, Hyderabad.

4. The Government of Andhra Pradesh,

rep. by its Principal Secretary, Finance and Planning

(FW) Department, Secretariat, Hyderabad.

.....PETITIONERS

AND

Sri Khaja Ghousuddin, S/o Mohd, Burnahuddin,
aged 58 years, workedas Superintendent, Accounts Branch,

(Now Retired), O/o the Commissioner and Director of Intermediate Education,
Nampally, Hyderabad.

…..RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or a Writ particularly one in the nature of Writ of Certiorari calling for the records relating to the order of the Hon'ble A.P. Administrative Tribunal dated 16-10-2003 in O.A. No.3449 of 1997 and to quash the same and to pass such other order or orders as deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: GP FOR SERVICES II

Counsel for the Respondent: MR.GOPAL RAO GANDRAKOTA

The Court made the following :

ORDER: (Per Sri G.B,J)

The writ petition is filed assailing the order dated 16.10.2003 passed by the A.P. Administrative Tribunal, Hyderabad in O.A.No.3449 of 1997.

2. The writ petitioner is the Government. The show cause notice issued by the Chief Accounts Officer, Government Central Press, Hyderabad in Rc.No.AE (1)/243/1996 dated 07.6.1997 was assailed by the petitioner before the Tribunal. However, the Tribunal allowed the said O.A. setting aside the show cause notice dated 07.6.1997, against which the present writ petition has been filed by the Government.

3. Now, it is brought to the notice of this court that in pursuance of the show cause notice, final orders were already passed and challenging the said final orders, the applicant also filed another O.A.No.11235 of 2002, which is pending before the Tribunal. Under these circumstances, nothing survives for consideration in this writ petition.

4. Accordingly, the writ petition is closed. However, it is make clear that while disposing of the O.A.No.11235 of 2002, which is pending before the Tribunal, the Tribunal shall pass an order uninfluenced by the observations made in O.A.No.3449 of 1997 dated 16.10.2003.

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G.BIKSHAPATHY,J

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P.S.NARAYANA,J

Date: 16th December 2004.

BSB

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Registrar, A.P. Administrative Tribunal, Hyderabad.

2. Two CCs to the Government Pleader for Services-II, High Court Buildings, Hyderabad (OUT).

3. Two CD copies